IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

and
THE HON'BLE MR JUSTICE P.LAKSHMANA REDDY

WRIT PETITION NO : 14635 of 2005

Between:

B. Prakash, Indiranagar, Slum, Begumpet,Secunderabad.

..... PETITIONER

AND

1 The Station House Officer, Banjara Hills Police Station, Hyderabad.
2 The Station House Officer, Malakpet Police Station, Hyderabad.
3 Qureshi, Inspector of Police, C.C.S., Hyderabad.
4 The Commissioner of Police, Hyderabad City, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an Order, direction, or a writ, more particularly one in the nature of Writ of Habeas Corpus directing the respondents herein to produce Aslam Shaik @ Saleem Khan, a resident of Gujarat State, before this Hon'ble Court, who was arrested by the Sub-Inspector of Police, Banjara Hills Police Station, and handed him over to the Malakpet Police, who handed him over to C.C.S. Police in the custody of one Qureshi, Inspector of Police, C.C.S. Police, Hyderabad, apprehending danger to his life and set him at liberty forthwith.

Counsel for the Petitioner : (TAKEN UP WRIT PETITION)

Counsel for the Respondents: THE ADVOCATE GENERAL

The Court made the following :

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ORDER: (per the Hon'ble Smt.Justice T.Meena Kumari)

This is a taken up Writ Petition on the basis of a letter sent by Mr.B.Prakash dated NIL praying this Court to direct the respondents herein to produce Aslam Shaik @ Saleem Khan, a resident of Gujarat State before this Court alleging that there is danger to his life.

A counter-affidavit has been filed by the third respondent stating that the detenu is accused No.1 in Crime No.122 of 2004 registered under Sections 419, and 420 of the I.P.C. of CCS, Hyderabad. He was arrested on 08.07.2005 at 14.15 hours at Hafeezpet, Miyapur and was produced before the XII Additional Chief Metropolitan Magistrate, Hyderabad on the same day and the learned Magistrate remanded him to judicial custody and now he is lodged in Central Prison, Hyderabad.

In view of the above statement made in the counter-affidavit, no orders need be passed in the Writ Petition. Hence, the Writ Petition is dismissed.

(T.MEENA KUMARI, J)

(P.LAKSHMANA REDDY, J)

Dt: 14.07.2005

bsv/lvl

To

1 The Station House Officer, Banjara Hills Police Station, Hyderabad.
2 The Station House Officer, Malakpet Police Station, Hyderabad.
3 Qureshi, Inspector of Police, C.C.S., Hyderabad.
4 The Commissioner of Police, Hyderabad City, Hyderabad.

5. Two CCs to the Advocate General, High Court of A.P.,. Hyderabad (OUT)

5. The Special Officer, Public Interest Litigation Cell, High Court

Buildings, Hyderabad

6. The Secretary, A.P.State Legal Aid and Advisory Board, High

Court Buildings, Hyderabad

7. The Secretary to Government of A.P., Home Department,

Secretariat, Hyderabad

8. The Section Officer, Legal Services Authority, Legal Aid

Building, Hyderabad

9. Two CD copies